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**TITLE 876 INDIANA REAL ESTATE
COMMISSION**

Proposed Rule
LSA Document #01-369

DIGEST

Amends 876 IAC 4-2-2 to modify the curricula for salesperson under IC 25-34.1-9-11(a)(1). Amends 876 IAC 4-2-3 to modify the curricula for broker under IC 25-34.1-9-11(a)(1). Amends 876 IAC 4-2-9 to require licensees to obtain six hours of continuing education to reactivate an inactive license during a two year licensure period and to require a licensee who has reactivated their license to obtain 10 hours of continuing education in order to renew the license at the end of the two year licensure period. Effective 30 days after filing with the secretary of state.

876 IAC 4-2-2

876 IAC 4-2-3

876 IAC 4-2-9

SECTION 1. 876 IAC 4-2-2 IS AMENDED TO READ AS FOLLOWS:

876 IAC 4-2-2 Curricula for salespersons under IC 25-34.1-9-11(a)(1)

Authority: IC 25-34.1-9-21

Affected: IC 25-34.1-9-11

Sec. 2. (a) This section establishes the six (6) hour continuing education requirement under ~~IC 25-34.1-9-11(1)~~ **IC 25-34.1-9-11(a)(1)** for salespersons.

(b) To qualify for license renewal, salespersons must have two (2) hours of continuing education **instruction** in ~~each~~ **of any** three (3) of the following:

- (1) **Indiana** licensure and escrow law.
- (2) **Indiana** agency law.
- (3) **Fair housing and** civil rights law.
- (4) Listing contracts and purchase agreements.
- (5) Settlement procedures.
- (6) Antitrust.
- (7) **Environmental issues.**
- (8) **Ethics and standards.**

(Indiana Real Estate Commission; 876 IAC 4-2-2; filed Dec 1, 1993, 10:30 a.m.: 17 IR 768; filed Jun 21, 1996, 10:00 a.m.: 19 IR 3112; readopted filed Jun 29, 2001, 9:56 a.m.: 24 IR 3824)

SECTION 2. 876 IAC 4-2-3 IS AMENDED TO READ AS FOLLOWS:

876 IAC 4-2-3 Curricula for brokers under IC 25-34.1-9-11(a)(1)

Authority: IC 25-34.1-9-21

Affected: IC 25-34.1-9-11

Sec. 3. (a) This section establishes the six (6) hour continuing education requirement under ~~IC 25-34.1-9-11(1)~~ **IC 25-34.1-9-11(a)(1)** for brokers.

(b) To qualify for license renewal, brokers must have two (2) hours **of continuing education instruction** in each of any three (3) of the following:

- (1) **Indiana** licensure and escrow law.
- (2) **Indiana** agency law.
- (3) **Fair housing and** civil rights law.
- (4) Listing contracts and purchase agreements.
- (5) Settlement procedures.
- (6) Antitrust.
- (7) **Environmental issues.**
- (8) **Ethics and standards.**

(Indiana Real Estate Commission; 876 IAC 4-2-3; filed Dec 1, 1993, 10:30 a.m.: 17 IR 768; filed Jun 21, 1996, 10:00 a.m.: 19 IR 3112, eff Jan 1, 1997; readopted filed Jun 29, 2001, 9:56 a.m.: 24 IR 3824)

SECTION 3. 876 IAC 4-2-9, AS AMENDED AT 25 IR 104, SECTION 10, IS AMENDED TO READ AS FOLLOWS:

876 IAC 4-2-9 License activation

Authority: IC 25-34.1-9-21

Affected: IC 25-34.1-9-11

Sec. 9. (a) In order to reactivate an inactive license at the time of license renewal, the licensee must have obtained all sixteen (16) hours of continuing education which would have been required for renewal had the license been active.

(b) In order to reactivate an inactive license during a two (2) year licensure period, the licensee must obtain the ~~sixteen~~ **six (6)** hours of continuing education required by ~~IC 25-34.1-9-11(1) and IC 25-34.1-9-11(2)~~ **IC 25-34.1-9-11(a)(1)** for that two (2) year licensure period and pay a ten dollar (\$10) fee.

(c) A licensee who has reactivated the licensee's license during a two (2) year licensure period under subsection (b) must obtain the ten (10) hours of continuing education required by IC 25-34.1-9-11(a)(2) in order to renew the license at the end of the two (2) year licensure period. *(Indiana Real Estate Commission; 876 IAC 4-2-9; filed Dec 1, 1993, 10:30 a.m.: 17 IR 769; readopted filed Jun 29, 2001, 9:56 a.m.: 24 IR 3824; filed Aug 15, 2001, 9:05 a.m.: 25 IR 104)*

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on October 24, 2002 at 10:40 a.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room 2, Indianapolis, Indiana the Indiana Real Estate Commission will hold a public hearing on proposed amendments to require licensees to obtain six hours of continuing education to reactivate an inactive license during a two year licensure period, to require a licensee who has reactivated their license to obtain 10 hours of continuing education in order to renew the license at the end of the two year licensure period, to modify the curricula for salespersons under IC 25-34.1-9-11(a)(1), and to modify the curricula for brokers under IC 25-34.1-9-11(a)(1). Copies of these rules are now on file at the Indiana Government Center-South, 302 West Washington Street, Room E012 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Gerald H. Quigley
Executive Director
Indiana Professional Licensing Agency